

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION

RASBIAN M. WARD, #153 328,	)	
	)	
Plaintiff,	)	
	)	
v.	)	CIVIL ACTION NO. 2:18-CV-759-MHT
	)	
CORIZON, INC., MEDICAL SERVICES,	)	
<i>et al.</i> ,	)	
	)	
Defendants.	)	

**RECOMMENDATION OF THE MAGISTRATE JUDGE**

On March 7, 2019, Plaintiff filed a motion to dismiss Defendants Herring, Hood, and Barnette as parties to this cause of action. Upon review of the motion, the court concludes the motion should be granted.

Accordingly, it is the RECOMMENDATION of the Magistrate Judge that:

1. Plaintiff's Motion to Dismiss Defendants Herring, Hood, and Barnette (Doc. 60) be GRANTED;
2. Defendants Herring, Hood, and Barnette be DISMISSED with prejudice as parties to the complaint and amendment thereto; and
3. This case with respect to the remaining defendants be referred to the undersigned for further proceedings.

It is further

ORDERED that **on or before March 27, 2019**, the parties may file an objection to the Recommendation. Any objection filed must specifically identify the findings in the Magistrate Judge's Recommendation to which a party objects. Frivolous, conclusive or general objections

will not be considered by the District Court. This Recommendation is not a final order of the court and, therefore, it is not appealable.

Failure to file a written objection to the proposed findings and recommendations in the Magistrate Judge's report shall bar a party from a *de novo* determination by the District Court of factual findings and legal issues covered in the report and shall "waive the right to challenge on appeal the district court's order based on unobjected-to factual and legal conclusions" except upon grounds of plain error if necessary in the interests of justice. 11th Cir. R. 3-1; *see Resolution Trust Co. v. Hallmark Builders, Inc.*, 996 F.2d 1144, 1149 (11th Cir. 1993); *Henley v. Johnson*, 885 F.2d 790, 794 (11th Cir. 1989).

Done this 13<sup>th</sup> day of March, 2019.

/s/ Wallace Capel, Jr.

CHIEF UNITED STATES MAGISTRATE JUDGE